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December 27, 2005

Attorney Scott A. Lathrop
122 Old Ayer Road
Groton, Massachusetts 01450

RE: Steven Keefe v. Local 805, International Longshoreman, et al
United States District Court of Massachusetts
Civil Action No. 04-CV-11340-DPW

Dear Attorney Lathrop:

This will acknowledge receipt of service of the Deposition Subpoenas Duces Tecum issued to Mssrs. Joseph Picard and Paul McGaffigan. As discussed, I was glad to accept service on their behalf.

Pursuant to, and in accordance with, Rule 45(c)(2)(B) of the Federal Rules of Civil Procedure, this letter will serve as my written objection to the inspection, copying, and/or production of the designated documents as set out in the corresponding Notices of Taking Deposition. In this regard, I am presuming that those Notices are de facto Schedules of documents requested, as contemplated by 45(a)(2).

Specifically, but without limitation, the Deponents object to the inspection, copying, and/or production of the requested documents on the grounds that the requests as drafted are overly broad and impermissibly vague, and thus not reasonable calculated to lead to the discovery of admissible evidence. Moreover, several of the requested documents are beyond the scope of permissible discovery under statutory privileges.

Accordingly, while the Deponents are amenable to appearing and testifying on the noticed date, they will not be voluntarily producing any of the requested documents. If you chose to bring a motion to compel the production of these documents, as contemplated by Rule 45(c)(2)(B), I respectfully request that the depositions be put over indefinitely until the resolution of the motion.

Should you have any questions or concerns, please do not hesitate to contact the office.

Thank you for your anticipated cooperation.

Very truly yours,

Edward J. McNeley

cc: Michael L. Mahoney, Esq.
Michael T. Lennon, Esq.
Mr. Joseph Picard
Mr. Paul McGaffigan

RE: Steven Keeley v. Local 481, International Longshoremen's Association
United States District Court of Massachusetts
Civil Action No. 04-CV-11340-DPW

Dear Mr. Keeley:

With full knowledge of the service of the Deposition by witness Dates, I enclose
to you a copy of my letter of acceptance. As discussed, I was glad to accept service as your
attorney for the defense in this case.

I would like to begin by stating that I am a member of the Federal Panel of Civil
Mediators and have special qualifications in the areas of copying, under supervision
of a designated attorney, and not in the preparation, of a deposition. Pursuant to Rule 30(d), if you
request, I am prepared to file Motions to the Clerk Sub-Judge for documents required, as
contemplated by Rule 30.

Should you feel that you need to file the Deposition under the supervision of another
attorney, I would be happy to do so.

As you are aware, the Deposition is to be taken in the office of Plaintiff's Attorney, and I am
available whenever. Several of the requested documents are beyond the scope of permissible
discoveries under any party's privilege.

Accordingly, while the Defendants are encouraged to appear and testify on the dates
set, they will not be compelled to produce any of the requested documents. If you choose to bring
a witness to copy the documents, as contemplated by Rule 30(c)(2)(B), I
would request that the Defendants be put over in a timely and the resolution of the motion.